

## DECLARATION OF BRANDEN

I, Branden Eidson, hereby declare the following: on 06/21/17, I was a resident in the RDAP at FCI Lompoc and assigned to K.A.4. 005 upper (bunk #). I was in the RDAP dorm when a disturbance broke out-out side in the inner compound of the institution, K Dorm is not part of the inner compound (separated by Fences). The unit officer had secured both the dorms in K. Unit, entry/exit as well as the front gate, there was no disturbance in k. unit/dorm. Every one was carrying themselves as they were just "watching"(out the windows) a show unfold but were very limited. The disturbance out side was quickly under control by staff. Approximately 45 minutes to an hour later, BOP officers came to K. Dorm. Staff opened the dorm and yelled at everyone to get to their bunks (knowing there was nothing happening in here), seconds later (3-5) several explosions went off inside the building. Staff came running in and I heard one yelling "where's that fucking peckerwood hiding at," "I'm going to find you." This officer along with another whom I recognized as Captain Lepe and A.W. Garcia located the individual they were looking for (Inmate Haxo) and dragged him from underneath the bunk and said "their you are motherfucker," they picked him up, then kicked his legs out from underneath him and slammed him to the ground, then with their knees they knee'd him on his side and backside saying "stop resisting," despite the fact he was not resisting, as everybody was just wondering, what had happened? Then they cuffed him with plastic zip ties, took his eye glasses off of him, threw then on the ground and stomped on them breaking them and said "now let's see how hard you look, you piece of shit." When they were finished wit him the rest of the inmates were then zipped tied and told not to move or they'd be shot and not to look at them. I donot understand why such force was used against US when we were not involved! The residential drug abuse treatment program where every "one" is trying to get the "one year" off their sentences, just doesn't make sence, most are trying to complete the program or are close to going home, several of my piers also received substancial injuries, due to the use of grenades. Inmate, Monsivas, Daniel, and Harvey.

5/17/18

On June 21<sup>st</sup> 2017 between 9:00 - 9:30 pm  
I was sitting on my bunk (K04-001L) reading.  
Then two guys ran past me (my bunk) to their  
bunks. I stood up to see what was going on  
heard people saying "theres a riot going on  
between Blacks and Hispanic" - I sat back  
down on my bunk and continued to read.  
Around 40 minutes later, after alot of inmates  
were looking out the door of K-unit. Guards  
came in shouting first hollering later one  
guard came to my row shouting theres that  
tuff peckerhead with all the rats.  
Pulled him from his bed area, slammed him on  
the concrete (his glasses fell off) the guard stomped  
on them until they were crushed" and said I hope  
you can see me now. Nothing was going  
on in this dorm. No tension, no grouping up  
in this unit at any time at all.

THIS IS MY DECLARATION  
Dated: 5-17-18

Elephas Kirksey #81914-001  
Federal Correctional Institution/Low  
3600 Guard Road  
Lompoc, CA 93436

On June 21 2017 there was a disturbance between inmates in the inner compound which is located in between buildings "A" and "B". I was inside my assigned dorm which is "K" Dorm "RDAP" side. The CO that was in charge that evening immediately locked us in the dorm. There was nothing going on in the dorm. everybody was just mostly wandering what was going on outside. Then about one hour later the door opened and immediately closed then five flash bangs had gone off, injuring three inmates. Mr Munsivias was one of those inmates. soon after he was taken to the shu for no apparent reason. when he returned from the shu he was forced to start the RDAP program over from the beginning.

Eddie Amador  
Eddie Amador  
5171-298  
3600 GAUPO RD  
LOMPOC, CA 93436

On June 21, 2017 there was a riot on the compound of FCI  
 Leavenworth. At the time of the incident I was being housed in  
 K-unit at work 03-0050 for the Residential Drug Abuse Program (RDAP).  
 When I became aware that there was a disturbance occurring in the  
 lower compound between A and B units I went to the front fence of  
 K-unit. The doors were securely locked and the exterior gate was locked  
 as well. I witnessed many inmates lying on the ground and numerous  
 staff moving about. At this time I returned to my back area and  
 continued reading. It was late at this point and our unit was  
 preparing for evening count at 10pm and generally getting ready for  
 lights out and sleep. There was absolutely no aggressive behavior  
 or disturbances occurring in K-unit. Around 10pm, approximately an  
 hour after I noticed something was happening on the compound, Guards  
 entered our unit ordering us to our back areas, where we were already  
 locked. Seconds later there was an explosion immediately followed by  
 a second. Guards were now yelling at us to get on the ground. They  
 repeatedly stated that if we moved we would be shot. This is  
 my first time being incarcerated and I had no idea if they meant  
 with lethal force or not, I was terrified. Another guard came in  
 yelling stating, "Where is that fucking motherfucker that thinks he's hard?"  
 They pointed an inmate directly across from me who was lying down.  
 He was drag down the aisle and forcefully thrown on the ground.  
 The guards were yelling for him to quit resisting when it was  
 quite obvious that he wasn't. His glasses fell off during this  
 altercation at which point the initial guard stepped on them  
 stating, "Try and eyeball me now motherfucker." During all of this  
 we were handcuffed with plastic zip tie restraints. Mine were pulled so  
 tight as to restrict blood flow. My hands went numb and turned

the other side of the wall, I heard inmate Dustin Haxo from Florida saying he was not resisting and sounds of pain along with other things I could not make out from the officers.

Later after they left I saw the inmates returned to the loss of inmates Monsvais, Daniels and Harvey from shrapnel. Neither one of these men was remotely involved in any conflict and subjected to substantial injury. For his trouble, Mr. Monsvais was then taken to the SHU (Special Housing Unit) and recycled in the RDTP program. He tried to speak about the incident several times and was repeatedly told by RDTP staff to "get over it" by some variation or another. This was despite the trauma inflicted on him being a relevant topic in a "Therapeutic Community".

Once again, all statements made are what I recall and observed on this matter. Thank you.

Kenneth Ellis  
#23423-111

Keith Ellis



# AFFIDAVIT IN FACT

I, ZACHARY VALDEZ, am over the age of 18, and hereby write this Affidavit of my own free will. I am competent witness and able to state to the facts related to the following:

I am currently assigned to "E" unit at FCC Lompoc-Low which is a separate building and is referred to as the E-Bay Unit. I have been in the Unit since the summer of 2017 when the riot took place between Blacks and hispanic's and several inmates were injured, including Mr. Monsivas. I was there when FCC Lompoc staff detonated flash bang grenades and my opinion is there was no cause for this type of aggression. As a result, Mr. Monsivas was in close proximity to the explosion and was injured. He was taken to the Security Housing Unit.

I was also there when Mr. Monsivas was brought back to the Program. Since his return he has been in constant scrutiny by the program staff (collectively BOP staff) because he was given a change in program participation. For several months now it seems that they are retaliation mode on him. The reason I am writing this Affidavit is to show that, there is wrongs being committed by staff and they get away with it. This place has "no" cameras and therefore, we, the inmates have to be the ones to help each other out in a situation like this. Not because we are best friends or because we came up with a plan but, because we have to put up with the same administration and it is common for inmates to see how it affects every inmate.

Because Mr. Monsivas has challenged this "negative" participation report and because he has started an administrative grievance against the BOP for abuse or negligence, from my point of view, at least as far as I can see, he is treated unfairly. Today it is Mr. Monsivas but, tomorrow it may be me! EDAP is supposed to be a Unit for people trying to go home and be with their family, so, it is not unreasonable to believe that the people in the "EDAP" Unit were not involved in the RIOT! This I can sustain because I am one of them!

So, if I have to testify, I will and it may be that I know more but not less than what is stated in this Affidavit.

I declare under penalties of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on this 23 day of May 2018

By: Zachary Valdez